IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.293 OF 2005
IN
WRIT PETITION NO.1523 OF 2001

M/s.Vijay Silk House Ltd. & Anr. .. Petitioners
V/s
Union of India & Ors. .. Respondents.

Mr.Bulchandani i/by M/s.Kamal & Co. for the Petitioners.

Mr.R.V.Desai with Mr.Rajiv Chavan for the Respondents.

CORAM: S.RADHAKRISHNAN &
A.S.AGUIAR, JJ.

DATE : 22.06.2005.

P.C.:

1. Heard the learned Counsel for the parties. By this Notice of Motion the Petitioner is seeking to recall the order dated 8.6.2005 whereby the Petition was dismissed in default. Perused the affidavit in support of the Notice of Motion, as well as the affidavit of Mr.Praveen Kumar. For the reasons stated therein, sufficient cause is made out for recalling of the order of dismissal of the Writ Petition. There is no case of inaction, negligence of want of bonafide on the part of the Petitioner. Hence, Notice of Motion is made absolute in terms of prayer clauses (a) and (b). Place the Writ Petition on board for final hearing on 6.7.2005.

(S.RADHAKRISHNAN J.)

(A.S.AGUIAR,J.)